

REMARKS

Claims 1-25 are now pending in this application. Claims 21 and 22 are rejected. Claims 1-20, 24 and 25 are allowed. Claim 23 is objected to. Claim 23 is amended herein to address matters of form unrelated to substantive patentability issues.

Applicant herein traverses and respectfully requests reconsideration of the rejection of the claims cited in the above-referenced Office Action.

The Office Action states that the reissue oath/declaration filed with this application is defective since subsequent changes and/or new claims have been entered after the original oath/declaration was entered. Applicant submits herewith a supplemental oath/declaration, in which reference is made to the amendments filed January 28, 2002 and April 7, 2003.

Claims 1-25 are rejected as being based upon a defective reissue declaration under 35 U.S.C. 251. As noted above, a supplemental reissue declaration is filed concurrently herewith. Therefore, withdrawal of the rejections of claims 1-25 is respectfully requested.

Claims 21 and 22 are rejected under 35 U.S.C. § 102(b) as being anticipated by Willinger (UK Pat 2,021,371). Applicant herein respectfully traverses these rejections.

For a rejection to be sustained under §102(b) each and every element of the claimed invention must be disclosed in the cited prior art reference. It is respectfully submitted that the cited reference fails to disclose at least the following features and elements of the present invention as noted herein.

Independent claim 21 recites in pertinent part:

A method of anchoring an article within an enclosure bounded by a vertically extending peripheral boundary which defines an internal region of the enclosure, comprising the steps of:

disposing support structure within the enclosure, a portion of said support structure presenting a widened support expanse sized and configured to extend over a substantial portion of the internal region of the enclosure;

As claimed, the method includes disposing support structure in an enclosure having an internal region bounded by a vertically extending peripheral boundary, and in which, the support structure presents a widened support expanse which is sized and configured to extend over a substantial portion of this internal bounded region. Such claim recitation specifically relates a size of the widened support expanse to a bounded interior of an enclosure in which such structure is received, and requires that such widened support expanse be sized and configured such that it extends substantially over the available bounded area within the enclosure. It is respectfully submitted that the UK patent application 2,021,371 (Willinger) fails to teach or suggest this claimed feature. Willinger lacks disclosure relating a size and configuration of the support 10 to an interior of an enclosure 64, and more specifically is devoid of teaching that this support is to be sized and configured to extend substantially over the available internal reception area bounded by the vertical

periphery. Moreover, the figures of Willinger are similarly deficient, and fail to show what is claimed in claim 21 of the present application. For example, in Figs. 4 and 5 of Willinger, the support 10 is depicted, not as extending over a substantial portion of the interior of the enclosure 64 bounded by the vertical walls, but rather, as being extremely small compared with the available area within the enclosure.

Claim 21 particularly describes and distinctly claims at least one element not disclosed in the cited reference. Claim 22 depends from claim 21, and therefore also includes this element lacking in the Willinger reference. Therefore, reconsideration of the rejection of claims 21 and 22 and their allowance are respectfully requested.

Claim 23 is objected to as being dependent from a rejected base claim. The Examiner indicates that the claim contains allowable subject matter and would be allowed if put in independent form incorporating the limitations of the base and intervening claims. The claim is amended in accordance with the Examiner's suggestion. Reconsideration of the objection and allowance of claim 23 are respectfully requested.

Applicant respectfully requests a two (2) month extension of time to extend the response date to November 17, 2003. Please find Check No. 163 in the amount of \$210.00 to cover the above fee which accompanies a Petition For Extension filed herewith.

W1000-6.RE

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In light of the foregoing, the application is now believed to be in proper form for allowance of all claims and notice to that effect is earnestly solicited.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Lawrence I. Wechsler".

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Applicant

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